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**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

AARON SENNE, et al., Individually and on  
Behalf of All Those Similarly Situated,

Plaintiffs,

vs.

OFFICE OF THE COMMISSIONER OF  
BASEBALL, an unincorporated association  
doing business as MAJOR LEAGUE  
BASEBALL; et al.;

Defendants.

Case No. 3:14-cv-00608-JCS  
(consolidated with No. 3:14-cv-03289-JCS)  
Assigned to: Hon. Joseph C. Spero

**CLASS ACTION**

**STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING RULE 23(B)(2)  
CLASS DEFINITION**

1 Plaintiffs<sup>1</sup> and Defendants<sup>2</sup> hereby stipulate, by and through their attorneys, as follows:

2 Whereas, in the July 23, 2021 Order Granting in Part and Denying in Part Plaintiffs' Motion  
3 for Rule 23(b)(2) Class Certification (the "Order"), the Court certified a Rule 23(b)(2) class only as  
4 to Defendant The Office of the Commissioner of Baseball under Arizona law and Florida law and  
5 declined to certify a Rule 23(b)(2) class as to any claims asserted against the Franchise Defendants  
6 or under California law against any Defendants (Dkt. 946);

7 Whereas, the Court directed the parties to "meet and confer to address the specific wording  
8 of the Rule 23(b)(2) class definition that the Court has approved, incorporating the limitations  
9 discussed" in the Order;

10 Whereas, the parties have agreed on the wording of the Rule 23(b)(2) class definition that  
11 the Court has approved;

12 Whereas, the parties agreement on the wording of the Rule 23(b)(2) class definition is  
13 pursuant to the Court's Order to meet and confer on this issue, and is without prejudice to or waiver  
14 of any right to appeal or otherwise respond to the ruling, including but not limited to Defendants'  
15 petition for permission to appeal pursuant to Fed. R. Civ. P 23(f) or or any motion to decertify the  
16 Rule 23(b)(2) class;

17 Now, therefore:

18 It is hereby stipulated, by and between counsel to the parties, that the wording of the Rule  
19 23(b)(2) class definition that the Court has approved, consistent with the limitations discussed in the  
20 Order, is as follows:

21 Any person who is or will in the future be signed to a Minor League Uniform  
22 Player Contract and participates in spring training, extended spring training, the  
23 championship season, or instructional leagues in Florida or Arizona.

24 <sup>1</sup> The term Plaintiffs refers collectively to all the plaintiffs named in the Second Consolidated  
25 Amended Class Action Complaint (ECF No. 382) who have not withdrawn, along with the  
26 intervening plaintiffs.

27 <sup>2</sup> The term Defendants refers collectively to all the defendants named in the Second Consolidated  
28 Amended Class Action Complaint (ECF No. 382), with the exception of those Defendants that  
have been dismissed from this action.

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Respectfully submitted,

DATED: August 24, 2021

/s/ Bobby Pouya

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Dated: August 24, 2021

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*Attorneys for all Defendants*

**FILER'S ATTESTATION**

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from the other signatories above.

Dated: August 24, 2021

/s/ Bobby Pouya  
Bobby Pouya

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~~[PROPOSED]~~ ORDER

The Court, having considered the parties stipulation, and cause appearing, IT IS HEREBY ORDERED that the Rule 23(b)(2) Class in the above referenced action is defined as follows:

Any person who is or will in the future be signed to a Minor League Uniform Player Contract and participates in spring training, extended spring training, the championship season, or instructional leagues in Florida or Arizona.

DATED: August 24, 2021



HONORABLE JOSEPH C. SPERO  
Chief Magistrate Judge